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 and DISABILITY RIGHTS ENFORCEMENT,
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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JAREK MOLSKI, an individual; and
 DISABILITY RIGHTS ENFORCEMENT,
 EDUCATION, SERVICES:HELPING
 YOU HELP OTHERS, a California public
 benefit corporation,

Plaintiffs,

v.

FRIAR TUCK'S RESTAURANT;
 GREGORY ALAN CELLITTI, an
 individual dba FRIAR TUCK'S
 RESTAURANT,

Defendant.

CASE NO. C04-4488 HRL

**STIPULATION OF DISMISSAL AND
~~XXXXXX~~ ORDER THEREON**

(MODIFIED BY THE COURT)

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(1). Outside of the terms of the Settlement Agreement and General Release ("Agreement"), each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

Therefore, IT IS HEREBY STIPULATED by and between parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(1).

STIPULATION OF DISMISSAL AND ~~XXXXXX~~ ORDER THEREON

